**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
**WRIT PETITION NO. 3213 OF 1999**

The Registrar,
Shivaji University, Kolhapur. ... Petitioner

Versus

The State of Maharasthra & Ors. ... Respondents

Mr. R.S. Apte for Petitioner.
Mr. R.G. Ketkar for R. Nos. 1 and 2.
Mr. A.P. Vanarse, A.G.P. for State.

**CORAM : F.I. REBELLO &**
**S.P. KUKDAY,JJ.**
**DATED : APRIL 15, 2005**

**P.C.**

. The Petitioner by the present petition had challenged advertisement dated 23.3.1989 and more specifically provisions whereby 50% of the post meant for open category candidates. On behalf of the University, the learned counsel points out that in view of the order passed by this court on 28.3.2004 they have issued a fresh advertisement. Once that be the case, the present petition has become infructuous and accordingly disposed of the same as infructous. It is needless to say that the University cannot proceed to make selection based on the advertisement which is already withdrawn.

**(F.I. REBELLO,J.)**

**(S.P. KUKDAY,J.)**